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Date: January 5, 2006 Signature: Vicki Henry

(Vicki Henry)

Docket No.: 562492002600
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Roger P. QUAYLE et al.

Application No.: 09/432,824

Filed: November 2, 1999

For: CELLULAR WIRELESS INTERNET ACCESS
SYSTEM USING SPREAD SPECTRUM AND
INTERNET PROTOCOL

Art Unit: 2682

Examiner: Y. Pan

PETITION UNDER 37 C.F.R. 1.28(e)

MS Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant inadvertently paid the issue fee for this application as a small entity when, at the time the issue fee was due, Applicant was not entitled to claim small entity status. Therefore, Applicant hereby notifies the Patent and Trademark Office that Applicant has subsequently learned it was not entitled to status as a small entity. Applicant hereby authorizes the Commissioner to charge the deficiency of the issue fee payment in the amount of \$685.00 to Deposit Account No. 03-1952 referencing 562492002600 and also authorizes the Commissioner to charge any deficiencies or credit any overpayments and/or other fees due in connection with the filing of this document to Deposit Account No. 03-1952 referencing 562492002600.

Dated: January 5, 2006

Respectfully submitted,

By Bryan H. Wyman

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